

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 2518 - SB 2550

February 28, 2018

SUMMARY OF BILL: Authorizes a person who has more than one conviction to petition the court on a one-time basis for expunction of up to two convictions, if each offense is otherwise eligible for expunction and if the offenses were two misdemeanors or one misdemeanor and one felony.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Tennessee Code Annotated § 40-32-101(g)(1) defines “eligible petitioner”.
- The proposed legislation broadens the definition to include a person who has more than one conviction to petition the court on a one-time basis for expunction of up to two convictions, if each offense is otherwise eligible for expunction, and if the offenses were two misdemeanors or one misdemeanor and one felony under Tenn. Code Ann. § 40-32-101(g).
- There is insufficient data on the number of persons that would be eligible for expungement under this proposed legislation.
- However, since the expungement law was changed by Public Chapter 1103 of the Public Acts of 2012, the number of expungements filed each year has been drastically less than estimated. Approximately one percent of original projections have been realized.
- Therefore, it is assumed that allowing persons convicted of two misdemeanor or one misdemeanor and one felony under Tenn. Code Ann. § 40-32-101(g) to be considered eligible petitioners, and thus be able to petition for records expungement, will not significantly impact state or local expungement revenue.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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